

REMARKS

Claims Status

Applicants acknowledge, with appreciation, the indication that claims 4-6, 8-10 and 12 contain allowable subject matter. Claims 1-12 are currently pending, with claims 1 and 11 being in independent form. Reconsideration of the application is respectfully requested.

Information Disclosure Statement

The Examiner has indicated on the copy of Form 1449A ("Information Disclosure Statement by Applicant") attached to the Office Action that the Japanese references, i.e., JP 2001-339559, JP 2003-16285 and JP 2-268369 listed on the Information Disclosure Statement (IDS) filed on September 27, 2006, were not considered because no English language translation was received. (A line is drawn through each reference.)

However, MPEP § 609.03 states:

The examiner will consider the documents cited in the international search report in a PCT national stage application *when the Form PCT/DO/EO/905 indicates that both the international search report and the copies of the documents are present in the national stage file.* In such a case, *the examiner should consider the documents from the international search report and indicate by a statement in the first Office action that the information has been considered*. (Emphasis Added)

In the instant application, the Form PCT/DO/EO/905 that was returned on May 15, 2005 indicates that both the international search report and copies of the listed documents are present in the national stage file, and are readily accessible over the Internet at WIPO's website. Consequently, it is requested that the Examiner consider all of the documents from the international search report, i.e., the JP 2001-339559, JP 2003-16285 and JP 2-268369 references.

In any event, in the interest of advancing prosecution on the merits, an Information Disclosure Statement (IDS) is being filed concurrently with the instant Request for Reconsideration includes copies of the JP 2001-339559, JP 2003-16285 and JP 2-268369 references. An acknowledgement of the receipt, entry and consideration of this IDS is requested. Because the JP 2001-339559, JP 2003-16285 and JP 2-268369 references should already have been considered in accordance with MPEP §609.03, it is believed that no fee is required for the IDS. If the Examiner disagrees, however, the fee may be charged to our PTO Deposit Account No. 03-2412.

Overview of the Office Action

Claims 1, 7 and 11 stand rejected under 35 U.S.C. §103(a) as unpatentable over U.S. Pub. No. 2002/0067500 (“*Yokomizo*”) in view of U.S. Patent No. 7,050,070 (“*Ida*”). Claims 2 and 3 stand rejected under 35 U.S.C. §103(a) as unpatentable over *Yokomizo* in view of *Ida* and further in view of U.S. Patent No. 4,751,507 (“*Hama*”).

Applicants have carefully considered the Examiner’s rejection, and the comments provided in support thereof. For the following reasons, applicants respectfully assert that all claims now pending in the present application are patentable over the cited art.

Patentability of the Claims under 35 U.S.C. §103(a)

The Examiner (at pgs. 3-4 of the Office Action) has acknowledged the failure of *Yokomizo* to teach “a second image generating section for generating a second image regard to the first image based on the display condition inputted by the user terminal; and, a window information generating section for displaying the first image and the second image

simultaneously". The Examiner cites *Ida* in an attempt to cure the shortcomings of *Yokomizo* and, thereby, render independent claims 1 and 11 unpatentable.

The present application is a §371 (national phase application) of PCT/JP2004/004063, filed on March 24, 2003. 35 U.S.C. §363 states that an international application designating the United States shall have the effect of a national application for patent regularly filed in the USPTO. The present application also claims priority to Japanese application JP 2003-93941 dated October 28, 2004. Applicants have attached herewith a verified English translation of Japanese application No. 2003-093941, which was filed on March 31, 2003. This application corresponds identically (i.e., specification, claims and drawings) to application PCT/JP2004/004063 filed March 24, 2004, which was translated into English when the U.S. National Stage was entered, and covers the subject matter of the present U.S. application. Thus, the claim for priority benefit has been perfected and the present application is entitled to benefit from the priority date of March 31, 2003.

Ida has a U.S. filing date of July 2, 2003, which is subsequent to the filing date of the priority document, i.e., March 31, 2003, upon which the present application claims priority. Therefore, *Ida* does not qualify as prior art. Consequently, the deficiencies of *Yokomizo* still remain.

Hama discloses "[a] method ... for creating simultaneously viewable coarse and fine resolution displays, respectively presenting an 'entire image' with coarse resolution of detail and a selected portion of that image in an enlarged view with fine resolution of detail" (see Abstract and col. 1, lines 13-22). *Hama* fails to teach or suggest what *Yokomizo* lacks. The system achieved by the combination of *Yokomizo* and *Hama* thus fails to achieve the expressly recited subject matter of independent claims 1 and 11. Consequently, independent claims 1 and 11 are

patentable, withdrawal of all the rejections under 35 U.S.C. §103(a) is in order, and a notice to that effect is earnestly solicited.

Dependent Claims

In view of the patentability of independent claims 1 and 11, for the reasons presented above, each of dependent claims 2-10 and 12 is respectfully deemed to be patentable therewith over the prior art. Moreover, each of these claims includes features which serve to still further distinguish the claimed invention over the applied art.

Conclusion

Based on all of the above, applicants submit that the present application is now in full and proper condition for allowance. Prompt and favorable action to this effect, and early passage of the application to issue, are once more solicited.

Should the Examiner have any comments, questions, suggestions or objections, the Examiner is respectfully requested to telephone the undersigned to facilitate an early resolution of any outstanding issues.

Respectfully submitted,
COHEN PONTANI LIEBERMAN & PAVANE LLP

By _____ / Thomas Langer /
Thomas Langer
Reg. No. 27,264
551 Fifth Avenue, Suite 1210
New York, New York 10176
(212) 687-2770

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